IN THE SUPREME COURT OF WESTERN AUSTRALIA

CIV of 2022

B E T W E E N:

**VIVIEN JIT SIEN YAP**

First Plaintiff

and

**EMPIRE SONS (AUSTRALIA) PTY LTD T/AS RAY WHITE (DALKEITH CLAREMONT) (ACN 604 259 145)**

Second Plaintiff

and

**SANDI MATIC**

Defendant

---

**AFFIDAVIT OF VIVIEN JIT SIEN YAP**
**SWORN 23 SEPTEMBER 2022**
**AND ATTACHMENTS "VJSY-1" – "VJSY-9"**

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| | |
|---|---|
| Date of Document: | 23 September 2022 |
| Filed on behalf of: | The Plaintiffs |
| Date of Filing: | 23 September 2022 |

Prepared by:
Bennett
Level 14, Westralia Square
141 St Georges Terrace
PERTH WA 6000

Tel: +61 8 6316 2200
Fax: +61 8 6316 2211
Ref: MLB:116677

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FILED
23 SEP 2022
Via eLodgment
CENTRAL OFFICE
SUPREME COURT

| | | |
|---|---|---|
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I, VIVIEN JIT SIEN YAP, of care of Unit 3, 87 Waratah Avenue, Dalkeith in the State of Western Australia, Real Estate Agent, being duly sworn MAKE OATH AND SAY as follows:

1 I am the first plaintiff in the within proceedings and the first plaintiff in proceedings CIV 1106 of 2022 in this Honourable Court.

2 I am a licensed real estate agent and a director of Empire Sons (Australia) Pty Ltd, that trades as Ray White Dalkeith/Claremont (**Ray White**).

3 I crave leave to refer to my affidavit sworn 10 February 2022 in CIV 1106 of 2022 that explains the background of my dealings and Ray White's dealings with the defendant, Sandi Matic.

4 I make this my affidavit in support of an application for interlocutory injunctions in respect of the within matter.

5 The first issue concerns the purported charge registered by Mr Matic on the Personal Property Securities Register.

6 Now produced and shown to me and marked with the letters "**VJSY-1**" and annexed hereto is a true copy of an email from Mr Matic to "Isobel Smith in her private capacity" (whom I understand to be an Associate to His Honour Justice Solomon). This email is dated 7 September 2022.

7 I draw attention to the sentence in the email:

> *"Furthermore, we hereby formally notify everyone copied into this correspondence that a commercial lien has been registered against Chatel Paper.*
>
> *Verification Statement of the Registration attached for your reference".*

8 Now produced and shown to me and marked with the letters "**VJSY-2**" and annexed hereto is a true copy of the Verification Statement.

9 I am unaware of any proper basis by which the defendant could claim a commercial lien on any "Chatel Paper". I draw attention to the fact that the registration is in respect to myself personally and Ray White and extends to all present and after acquired property.

10 On Thursday, 8 September 2022, the plaintiffs' solicitor, Mr Bennett of Bennett, sent an email to Mr Matic requiring him to take steps to withdraw the registration. Now produced and shown to me and marked with the letters "**VJSY-3**" and annexed hereto is a true copy of Mr Bennett's email.



Bianny Whyte

11 Now produced and shown to me and marked with the letters "**VJSY-4**" and annexed hereto is a true copy of an email in reply sent by the defendant on 8 September 2022 at 7.03pm.

12 As at the date of this my affidavit, the registration has not been withdrawn.

13 Now produced and shown to me and marked with the letters "**VJSY-5**" and annexed hereto is a true copy of a PPSR registration search carried out today.

14 A second aspect of concern to me, personally, is the threat by Mr Matic to publish on the worldwide web on various hosts and on what Mr Matic describes as "*public notice boards*", copies of affidavits filed by Mr Matic in CIV 1106 of 2022.

15 Now produced and shown to me and marked with the letters "**VJSY-6**" and annexed hereto is a true copy of Mr Matic's email to the Associate to the Honourable Chief Justice of 19 September 2022 and a copy of the correspondence addressed to His Honour in which Mr Matic makes plain his intention to publish such affidavits.

16 On 2 September 2022 Justice Solomon entered judgment for myself and Ray White against Mr Matic in CIV 1106 of 2022. Now produced and shown to me and marked with the letters "**VJSY-7**" is true copy of the judgment.

17 I am informed by my solicitor, Mr Bennett, and verily believe, that a number of the affidavits referred to by Mr Matic were not read in open Court. I crave leave to refer to the Court file in CIV 1106 of 2022 which identifies the affidavits were filed by Mr Matic in those proceedings. I draw attention to the fact that on 5 September 2022, Justice Solomon ordered that paragraphs 30-33, an affidavit of Mr Matic dated 9 August 2022, be struck out and be struck from the Court

concerned that Mr Matic will publish the affidavit despite these paragraphs being struck out.

18 The basis of my concern is that Mr Matic, in proceedings CIV 1106 of 2022 has shown a wilful disregard for the Court's authority. This is most recently demonstrated by "**VJSY-8**" being a true copy of the orders of Justice Solomon.

19 I am informed by my solicitors and verily believe that the defendant failed to comply with the order that he provide his available dates for the hearing of any application.

20 On Monday, 19 September 2022, by email from the Associate to His Honour Justice Solomon my amended application for committal was listed for hearing at 2.00pm on Thursday, 27 October 2022. On the same day Mr Matic responded. Now produced and shown to me and marked with the letters "**VJSY-9**" and annexed hereto is true copy of the email chain including the email from the Associate to His Honour Justice Solomon regarding the listing and the defendant's response.

SWORN by )
**VIVIEN JIT SIEN YAP** )
at Perth in the said State of Western )
Australia the 23rd day of September 2022 )

Briony Whyte
Before me:

a legal practitioner who has held a practice certificate for at least 2 years and who holds a current practice certificate

**Martin Bennett**

**From:** Sandi Matic (@KonkretHaus) <sandi@konkrethaus.com.au>
**Sent:** Wednesday, 7 September 2022 3:02 PM
**To:** 'Associate to Justice Solomon'; Martin Bennett; Jessica Border; Lucy Blakiston; 'Vivien Yap'; 'Lee Fitzgerald'; isobelcsmith670@gmail.com
**Subject:** RE: CIV 1106 of 2022 II Yap & Anor v Matic - Judgment and Orders
**Attachments:** Chatel Paper PPSR.pdf

To Isobel Smith in her private capacity

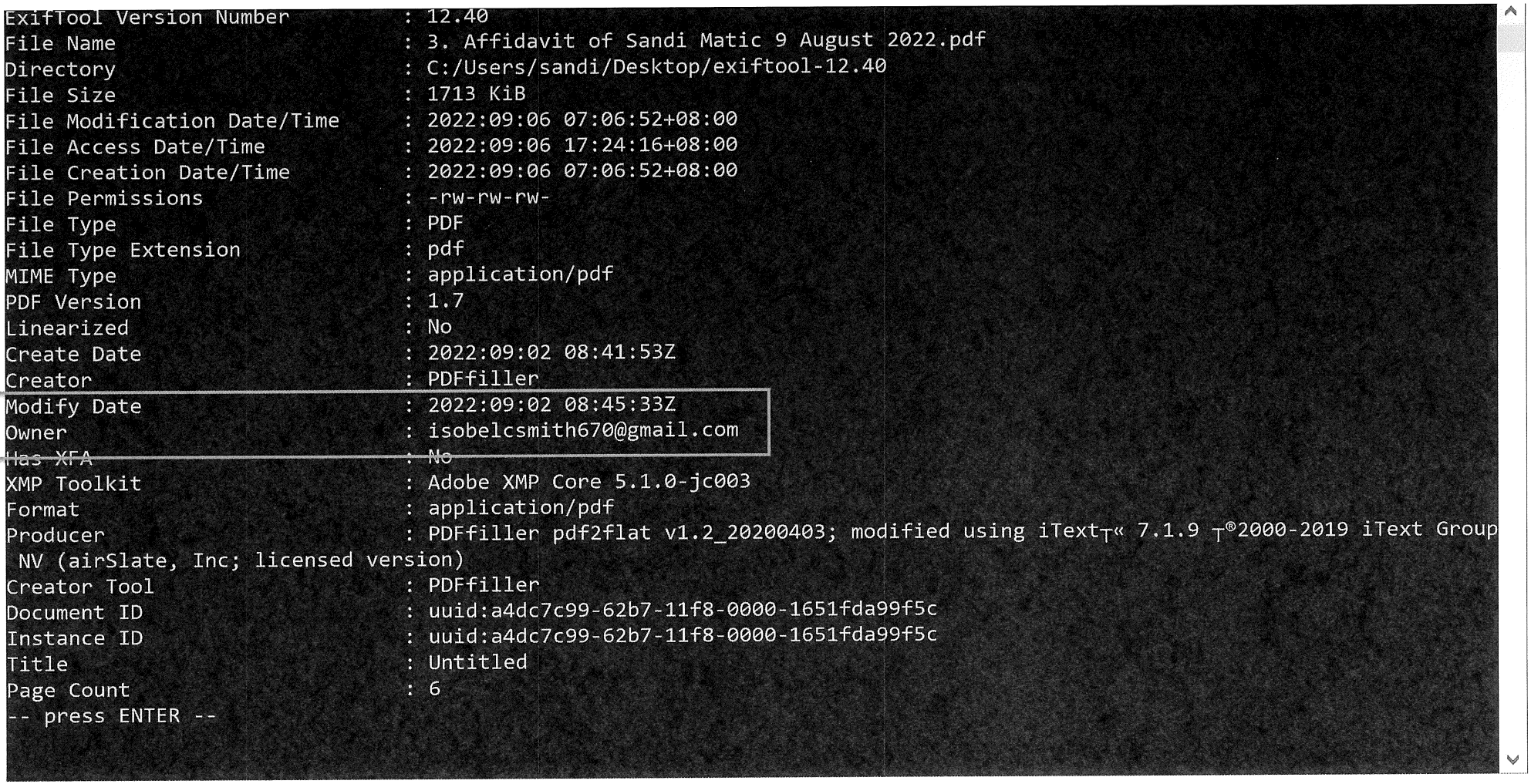
We notice that sworn affidavit of Sandi Matic has been fraudulently altered by Isobl Smith and she has claimed ownership of the document.
Fraudulently altering a document to gain a financial advantage for oneself or third party is a criminal act.

Given these facts and that these documents are not published on the public record these orders are void *ab initio.*

We note that our application to enforce a Summary Dismissal from court of Summary Jurisdiction has yet to be actioned shown by absence of he result of application on the Supreme Court Website in the Judgements section which is breach of courts own procedures & practices.

We have stated our claim that we (Sandi Matic) are the Principal in these proceedings and that Plaintiffs are Agents and as the Principal I demand that the Plaintiff withdraw their claim & settle the matters. Should the plaintiffs refuse to take direction given to them, Justice Marcus Solomon has a duty to uphold the justice & statute and dismiss the matter *ex debito justitiae* and charge the plaintiffs and their solicitors with criminal contempt as I have rebutted their presumption of immunity in sworn affidavit which stands unrebutted.

Constructive Notice to Minister's Agent & to the Debtor:
Furthermore, we hereby formally notify everyone copied into this correspondence that a commercial lien has been registered against Chatel Paper.
Verification Statement of the Registration attached for your reference.


ExifTool Version Number : 12.40
File Name : 3. Affidavit of Sandi Matic 9 August 2022.pdf
Directory : C:/Users/sandi/Desktop/exiftool-12.40
File Size : 1713 KiB
File Modification Date/Time : 2022:09:06 07:06:52+08:00
File Access Date/Time : 2022:09:06 17:24:16+08:00
File Creation Date/Time : 2022:09:06 07:06:52+08:00
File Permissions : -rw-rw-rw-
File Type : PDF
File Type Extension : pdf
MIME Type : application/pdf
PDF Version : 1.7
Linearized : No
Create Date : 2022:09:02 08:41:53Z
Creator : PDFfiller
Modify Date : 2022:09:02 08:45:33Z
Owner : isobelcsmith670@gmail.com
Has XFA : No
XMP Toolkit : Adobe XMP Core 5.1.0-jc003
Format : application/pdf
Producer : PDFfiller pdf2flat v1.2_20200403; modified using iText┬« 7.1.9 ┬®2000-2019 iText Group
NV (airSlate, Inc; licensed version)
Creator Tool : PDFfiller
Document ID : uuid:a4dc7c99-62b7-11f8-0000-1651fda99f5c
Instance ID : uuid:a4dc7c99-62b7-11f8-0000-1651fda99f5c
Title : Untitled
Page Count : 6
-- press ENTER --

By reasonable Accomodation
Crown: Matic (De Facto)
Sovereign: Sandi (De Jure)
Private Persons Personal Representative: Christian

---

**From:** Associate to Justice Solomon [mailto:associate.justice.solomon@justice.wa.gov.au]
**Sent:** Monday, 5 September 2022 3:43 PM
**To:** Martin Bennett; Jessica Border; Lucy Blakiston; Sandi Matic (@KonkretHaus)
**Cc:** Associate to Justice Solomon
**Subject:** CIV 1106 of 2022 II Yap & Anor v Matic - Judgment and Orders

Dear Parties

I refer to the above matter and to the hearing of 2 September 2022.

Please find the following documents **attached**:

1. Orders of Solomon J entering judgment for the plaintiffs
2. Orders of Solomon J (2 September 2022)
3. The corrected affidavit of the defendant, striking out paragraphs 30 – 33, as per his Honour's order.

As per the exchange at the hearing of 2 September, his Honour requests that the parties provide their availability for a half-day hearing for the balance of September, October and November.

Kind regards

Chambers of the Hon Justice Solomon
**Supreme Court of Western Australia** | 28 Barrack Street, PERTH WA 6000
E: Associate.Justice.Solomon@justice.wa.gov.au

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Australian Government
Australian Financial Security Authority

PPSR
Personal Property Securities Register

02/09/2022

# Verification Statement

Financing Statement

This verification statement is provided under section 156 of the *Personal Property Securities Act 2009*

This PPSR registration was created on 02/09/2022 11:11:52 (Canberra Time)

## PPSR Registration Details

| | | | |
|---|---|---|---|
| PPSR Registration number: | 202209020021186 | Change number: | 72440392 |
| Registration kind: | Security interest | | |
| Giving of notice identifier: | YAPANORMATIC | | |
| Registration start time: | 02/09/2022 11:11:52 (Canberra Time) | | |
| Registration end time: | 02/09/2029 23:59:59 (Canberra Time) | | |
| Registration last changed: | 02/09/2022 11:11:52 (Canberra Time) | | |
| Subordinate registration: | Not stated | Transitional: | No |

## Grantor Details

| | | | |
|---|---|---|---|
| Organisation identifier: | 604 259 145 | Organisation identifier type: | ACN |
| Organisation name: | EMPIRE SONS (AUSTRALIA) PTY LTD (Verified) | | |

## Collateral Details

| | |
|---|---|
| Collateral type: | Commercial property |
| Collateral class: | Financial property - Chattel paper |
| Description: | CIV 1066/2022, VIVIEN JIT SIEN YAP, EMPIRE SONS (AUSTRALIA) PTY LTD T/AS RAY WHITE (DALKEITH CLAREMONT) |
| Proceeds: | Yes - All present and after acquired property. |
| Inventory: | No |

## Secured Party Details

| | | | |
|---|---|---|---|
| Organisation identifier: | 24468681145 | Organisation identifier type: | ABN |
| Organisation name: | SANDI MATIC (Verified) | | |

## Address for Service

| | | |
|---|---|---|
| Contact name: | Sandi | |
| Email: | Sandi@konkrethaus.com.au | |
| Mailing address: | 11 Pearson Place<br>Floreat<br>Western Australia<br>AUSTRALIA | 6014 |
| Physical address: | 225 St Georges Terrace<br>Perth<br>WA<br>AUSTRALIA | 6000 |

You may be obliged by section 157 of the *Personal Property Securities Act 2009* to give a notice of this verification statement to another person. The notice must be in the approved form. Information about your obligations under section 157 of the *Personal Property Securities Act 2009* is available from: www.ppsr.gov.au.

**Privacy and Terms and Conditions**

The Australian Financial Security Authority is subject to the *Privacy Act 1988* which requires that we comply with the Australian Privacy Principles (APPs) set out in the Act. The APPs set out how Australian Government agencies should collect, use, store and disclose personal information and how individuals can access records containing their personal information.

Access to and use of the PPSR is subject to the General Conditions of Use, as well as other relevant terms and conditions. All relevant terms and conditions can be found at www.ppsr.gov.au.

End of Verification Statement

EMAIL: enquiries@ppsr.gov.au WEBSITE: www.ppsr.gov.au

GPO Box 1944 Adelaide SA 5001 1300 00 77 77

**Martin Bennett**

| | |
|---|---|
| **From:** | Martin Bennett |
| **Sent:** | Thursday, 8 September 2022 1:09 PM |
| **To:** | Sandi Matic (@KonkretHaus) |
| **Cc:** | Jessica Border; vivien.yap@raywhite.com; lee.fitzgerald@raywhite.com |
| **Subject:** | RE: CIV 1106 of 2022 II Yap & Anor v Matic |

Mr Matic

I refer to your email addressed to Isobel Smith in her private capacity dated Wednesday, 7 September 2022 at 3.02pm.

It is necessary that I set out the following matters given that you have taken the step of purporting to lodge a false claim under the *Personal Property Securities Act, 2009* which conduct constitutes a breach of section 151 exposing you to civil penalty provisions.

On 2 September 2022, Justice Solomon entered judgment for the plaintiffs against you in the matter CIV 1106 of 2022. He also ordered that a permanent injunction be granted and that you pay the plaintiffs' damages to be assessed and costs including reserved costs.

That is a final and binding judgment of the Court. The only matters that are outstanding are:

1. the plaintiffs' application to commit you for civil contempt of Court;
2. the plaintiffs' application to commit you for criminal contempt of Court; and
3. the assessment of the plaintiffs' damages and costs.

The suggestion that you have an *"application to enforce a Summary Dismissal from a court of Summary Jurisdiction"* is a nonsense. There is no such Court recognised in Australian law and there was no such summary dismissal. These matters came before Justice Solomon and he dismissed them on 2 September 2022.

Your claim that you are a *"Principal in these proceedings and the Plaintiffs are Agents"* is a nonsense as well. Final judgment has been entered in this matter. Your recourse is to appeal to the Court of Appeal. Again, the statement that *"I have rebutted their presumption of immunity in sworn affidavit which stands unrebutted"* is both a nonsense and an irrelevancy. Your affidavit was before the Court when His Honour entered judgment and dismissed your other applications.

I turn now to your purported *"commercial lien"* against "*Chatel* (sic) *Paper*". A chattel is a corporeal good. An example of chattel property would be furniture and the like. Chattel paper is a nonsense. There is no specific paper identified – presumably you could have a commercial lien over some rare manuscript but that has no application here. The question of a commercial lien, however, is a claim for monetary value. Your purported registration on 2 September 2022 was on the day judgment had been entered against you.

Empire Sons (Australia) Pty Ltd did not grant you any lien. The suggestion that the collateral is financial property – *"Chatel Paper"* is inadequate and false. The fact that it is said to extend to all present and after acquired property is itself false.

Section 151(1) of the *Personal Property Securities Act 2009* provides:

> *"A person must not apply to register a financing statement at … that describes collateral, unless the person believes on reasonable grounds that the person described in the statement is a secured party is or become a secured party in relation to the collateral".*

The question of reasonable grounds for the belief is an objective matter. Your belief in an imaginary legal system that has no basis in Australian law cannot provide a basis to contend that there are reasonable grounds for your belief.

My clients require you, within 2 days, to take steps immediately withdraw the registration. Failing that, my client will apply under section 184 to remove your claim from the register on the grounds that it is filed contrary to section 151(1). To be plain, this false registration should be removed by **5.00pm (WST) on Monday, 12 September 2022**.

Bennett
LITIGATION AND COMMERCIAL LAW

FIRST TIER
DOYLES
LITIGATION
2022

**Martin Bennett**
Founding Principal

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M +61 417 995 551
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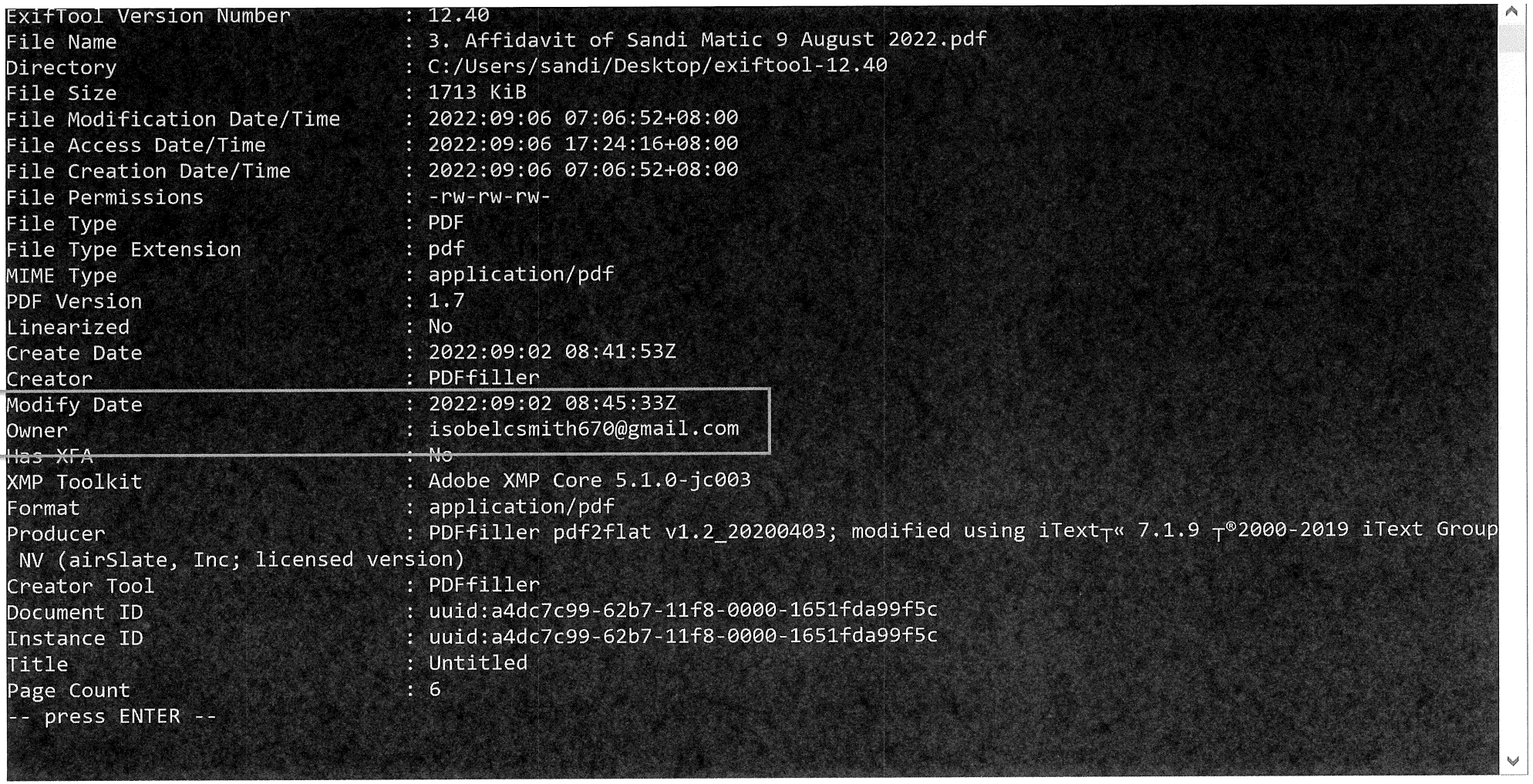
ExifTool Version Number : 12.40
File Name : 3. Affidavit of Sandi Matic 9 August 2022.pdf
Directory : C:/Users/sandi/Desktop/exiftool-12.40
File Size : 1713 KiB
File Modification Date/Time : 2022:09:06 07:06:52+08:00
File Access Date/Time : 2022:09:06 17:24:16+08:00
File Creation Date/Time : 2022:09:06 07:06:52+08:00
File Permissions : -rw-rw-rw-
File Type : PDF
File Type Extension : pdf
MIME Type : application/pdf
PDF Version : 1.7
Linearized : No
Create Date : 2022:09:02 08:41:53Z
Creator : PDFfiller
Modify Date : 2022:09:02 08:45:33Z
Owner : isobelcsmith670@gmail.com
Has XFA : No
XMP Toolkit : Adobe XMP Core 5.1.0-jc003
Format : application/pdf
Producer : PDFfiller pdf2flat v1.2_20200403; modified using iText┬« 7.1.9 ┬®2000-2019 iText Group
NV (airSlate, Inc; licensed version)
Creator Tool : PDFfiller
Document ID : uuid:a4dc7c99-62b7-11f8-0000-1651fda99f5c
Instance ID : uuid:a4dc7c99-62b7-11f8-0000-1651fda99f5c
Title : Untitled
Page Count : 6
-- press ENTER --

By reasonable Accomodation
Crown: Matic (De Facto)
Sovereign: Sandi (De Jure)
Private Persons Personal Representative: Christian

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**From:** Associate to Justice Solomon [mailto:associate.justice.solomon@justice.wa.gov.au]
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Kind regards

Chambers of the Hon Justice Solomon
**Supreme Court of Western Australia** | 28 Barrack Street, PERTH WA 6000
E: Associate.Justice.Solomon@justice.wa.gov.au

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"VJSY-4"

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**Subject:** RE: CIV 1106 of 2022 II Yap & Anor v Matic

**Categories:** FilePro

Martin,

You claim its nonsense and has no application here, so why do you want me to withdraw my lien to purported rare manuscript?

I notice you haven't stated that any of it is unlawful.

1. Chattel paper is a nonsense. There is no specific paper identified – presumably you could have a commercial lien over some rare manuscript but that has no application here.

2. My clients require you, within 2 days, to take steps immediately withdraw the registration. Failing that, my client will apply under section 184 to remove your claim from the register on the grounds that it is filed contrary to section 151(1). To be plain, this false registration should be removed by **5.00pm (WST) on Monday, 12 September 2022**.

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That is a final and binding judgment of the Court. The only matters that are outstanding are:

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2. the plaintiffs' application to commit you for criminal contempt of Court; and
3. the assessment of the plaintiffs' damages and costs.

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Bennett
LITIGATION AND COMMERCIAL LAW

FIRST TIER
DOYLES
LITIGATION
2022

**Martin Bennett**
Founding Principal

T +61 8 6316 2200
D +61 8 6316 2255
M +61 417 995 551
mbennett@bennettlaw.com.au

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**From:** Sandi Matic (@KonkretHaus) <sandi@konkrethaus.com.au>
**Sent:** Wednesday, 7 September 2022 3:02 PM
**To:** 'Associate to Justice Solomon' <associate.justice.solomon@justice.wa.gov.au>; Martin Bennett <mbennett@bennettlaw.com.au>; Jessica Border <JBorder@bennettlaw.com.au>; Lucy Blakiston <LBlakiston@bennettlaw.com.au>; 'Vivien Yap' <vivien.yap@raywhite.com>; 'Lee Fitzgerald' <lee.fitzgerald@raywhite.com>; isobelcsmith670@gmail.com
**Subject:** RE: CIV 1106 of 2022 Il Yap & Anor v Matic - Judgment and Orders

To Isobel Smith in her private capacity

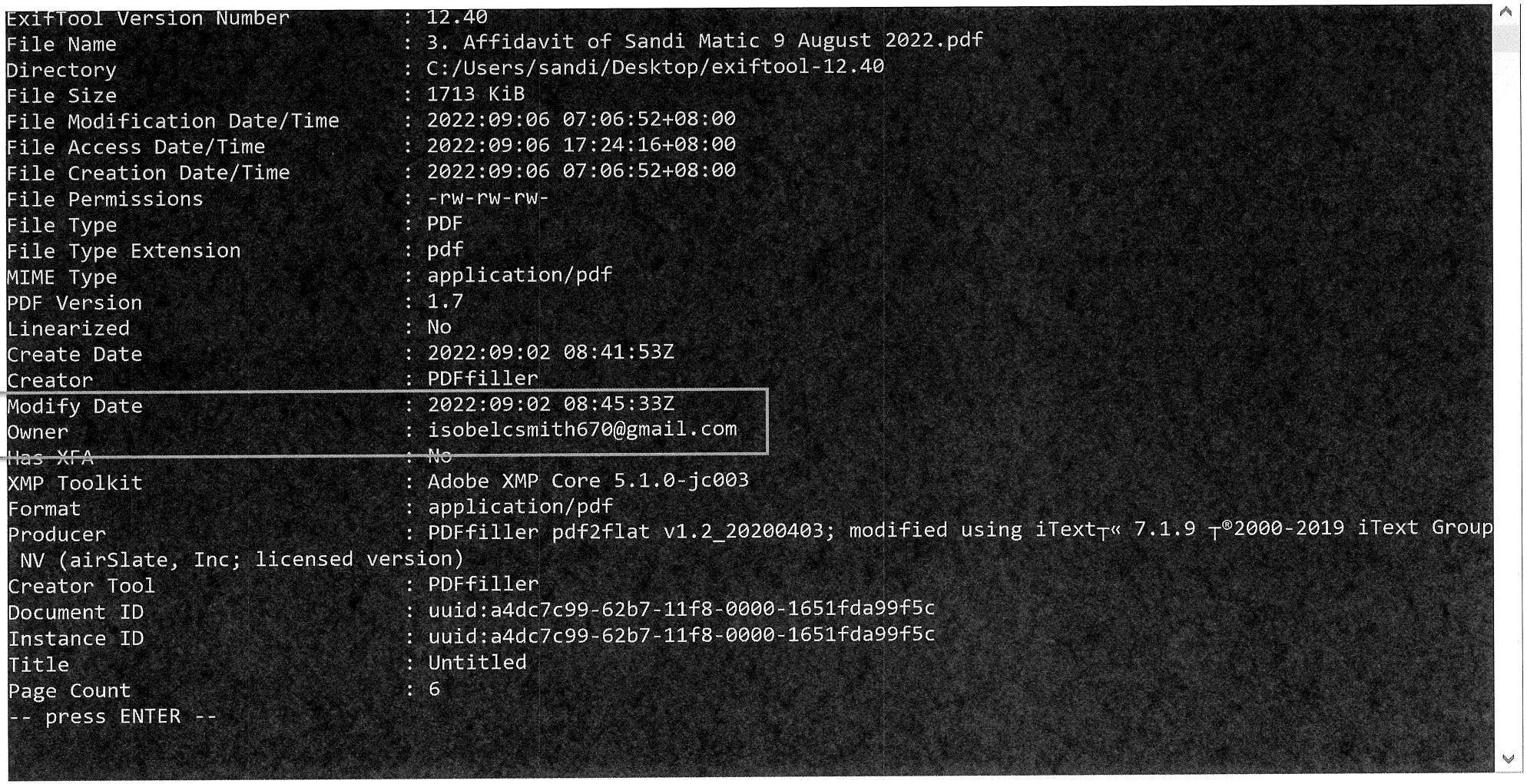
We notice that sworn affidavit of Sandi Matic has been fraudulently altered by Isobl Smith and she has claimed ownership of the document.
Fraudulently altering a document to gain a financial advantage for oneself or third party is a criminal act.

Given these facts and that these documents are not published on the public record these orders are void *ab initio.*

We note that our application to enforce a Summary Dismissal from court of Summary Jurisdiction has yet to be actioned shown by absence of he result of application on the Supreme Court Website in the Judgements section which is breach of courts own procedures & practices.

We have stated our claim that we (Sandi Matic) are the Principal in these proceedings and that Plaintiffs are Agents and as the Principal I demand that the Plaintiff withdraw their claim & settle the matters. Should the plaintiffs refuse to take direction given to them, Justice Marcus Solomon has a duty to uphold the justice & statute and dismiss the matter *ex debito justitiae* and charge the plaintiffs and their solicitors with criminal contempt as I have rebutted their presumption of immunity in sworn affidavit which stands unrebutted.

Constructive Notice to Minister's Agent & to the Debtor:
Furthermore, we hereby formally notify everyone copied into this correspondence that a commercial lien has been registered against Chatel Paper.
Verification Statement of the Registration attached for your reference.



```
ExifTool Version Number         : 12.40
File Name                       : 3. Affidavit of Sandi Matic 9 August 2022.pdf
Directory                       : C:/Users/sandi/Desktop/exiftool-12.40
File Size                       : 1713 KiB
File Modification Date/Time     : 2022:09:06 07:06:52+08:00
File Access Date/Time           : 2022:09:06 17:24:16+08:00
File Creation Date/Time         : 2022:09:06 07:06:52+08:00
File Permissions                : -rw-rw-rw-
File Type                       : PDF
File Type Extension             : pdf
MIME Type                       : application/pdf
PDF Version                     : 1.7
Linearized                      : No
Create Date                     : 2022:09:02 08:41:53Z
Creator                         : PDFfiller
Modify Date                     : 2022:09:02 08:45:33Z
Owner                           : isobelcsmith670@gmail.com
Has XFA                         : No
XMP Toolkit                     : Adobe XMP Core 5.1.0-jc003
Format                          : application/pdf
Producer                        : PDFfiller pdf2flat v1.2_20200403; modified using iTextâ« 7.1.9 â©2000-2019 iText Group
 NV (airSlate, Inc; licensed version)
Creator Tool                    : PDFfiller
Document ID                     : uuid:a4dc7c99-62b7-11f8-0000-1651fda99f5c
Instance ID                     : uuid:a4dc7c99-62b7-11f8-0000-1651fda99f5c
Title                           : Untitled
Page Count                      : 6
-- press ENTER --
```

By reasonable Accomodation
Crown: Matic (De Facto)
Sovereign: Sandi (De Jure)
Private Persons Personal Representative: Christian

---

**From:** Associate to Justice Solomon [mailto:associate.justice.solomon@justice.wa.gov.au]
**Sent:** Monday, 5 September 2022 3:43 PM
**To:** Martin Bennett; Jessica Border; Lucy Blakiston; Sandi Matic (@KonkretHaus)
**Cc:** Associate to Justice Solomon
**Subject:** CIV 1106 of 2022 II Yap & Anor v Matic - Judgment and Orders

Dear Parties

I refer to the above matter and to the hearing of 2 September 2022.

Please find the following documents **attached**:

1. Orders of Solomon J entering judgment for the plaintiffs
2. Orders of Solomon J (2 September 2022)
3. The corrected affidavit of the defendant, striking out paragraphs 30 – 33, as per his Honour's order.

As per the exchange at the hearing of 2 September, his Honour requests that the parties provide their availability for a half-day hearing for the balance of September, October and November.

Kind regards

Chambers of the Hon Justice Solomon
**Supreme Court of Western Australia** | 28 Barrack Street, PERTH WA 6000
E: Associate.Justice.Solomon@justice.wa.gov.au

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Australian Government
Australian Financial Security Authority

PPSR
Personal Property Securities Register

23/09/2022

# PPSR Registration Number Search Certificate

This is a PPSR registration number search certificate for a search conducted for PPSR registration number 202209020021186

This Search certificate is provided under section 174 of the *Personal Property Securities Act 2009*

Search certificate number: 0028796093980001
Search number: 002879609398

This search certificate reflects the data contained in the PPSR at 23/09/2022 11:40:32 (Canberra Time).

## Search Criteria Details

PPSR Registration Number: 202209020021186

## PPSR Registration Details

| | | | |
|---|---|---|---|
| PPSR Registration number: | 202209020021186 | Change number: | 72440392 |
| Registration kind: | Security interest | | |
| Giving of notice identifier: | YAPANORMATIC | | |
| Registration start time: | 02/09/2022 11:11:52 (Canberra Time) | | |
| Registration end time: | 02/09/2029 23:59:59 (Canberra Time) | | |
| Registration last changed: | 02/09/2022 11:11:52 (Canberra Time) | | |
| Subordinate registration: | Not stated | Transitional: | No |
| PPSR registration state: | Current | | |

## Grantor Details

| | | | |
|---|---|---|---|
| Organisation identifier: | 604 259 145 | Organisation identifier type: | ACN |
| Organisation name: | EMPIRE SONS (AUSTRALIA) PTY LTD (Verified) | | |

## Collateral Details

| | |
|---|---|
| Collateral type: | Commercial property |
| Collateral class: | Financial property - Chattel paper |
| Description: | CIV 1066/2022, VIVIEN JIT SIEN YAP, EMPIRE SONS (AUSTRALIA) PTY LTD T/AS RAY WHITE (DALKEITH CLAREMONT) |
| Proceeds: | Yes - All present and after acquired property. |
| Inventory: | No |

## Secured Party Details

| | | | |
|---|---|---|---|
| Organisation identifier: | 24468681145 | Organisation identifier type: | ABN |
| Organisation name: | SANDI MATIC (Verified) | | |

## Address for Service

| | |
|---|---|
| Contact name: | Sandi |
| Email: | Sandi@konkrethaus.com.au |

| | | |
|---|---|---|
| Mailing address: | 11 Pearson Place | |
| | Floreat | |
| | Western Australia | 6014 |
| | AUSTRALIA | |
| Physical address: | 225 St Georges Terrace | |
| | Perth | |
| | WA | 6000 |
| | AUSTRALIA | |

**How to verify this certificate on the PPSR**

You can use the search number from an original search (as shown on this certificate) to retrieve the original search results and to issue a copy of the search certificate at https://transact.ppsr.gov.au/ppsr/Home.
There is no fee, however this process will not provide any update to the information in the original search.

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Access to and use of the PPSR is subject to the General Conditions of Use, as well as other relevant terms and conditions. All relevant terms and conditions can be found at www.ppsr.gov.au.

End of search certificate

**Martin Bennett**

**From:** Sandi Matic (@KonkretHaus) <sandi@konkrethaus.com.au>
**Sent:** Monday, 19 September 2022 11:34 AM
**To:** 'Associate to Chief Justice'
**Cc:** 'Associate to Justice Solomon'; Martin Bennett; 'SC Chief Justice Chambers'; Lucy Blakiston; Jessica Border
**Subject:** RE: CIV 1106 of 2022 - Yap & Anor v Matic
**Attachments:** Correspondence to Honourable Chief Justice Quinlan.pdf

**Categories:** FilePro

Good morning Associate,

Thank you for your correspondence. Please find our written response for Chief Justice's attention.

Also please note that that other correspondence has been sent to us from Court Staff regarding availability to attend an appointment at your business but given no one has provided any proof of Sandi Matic being the defendant to the Entity named in the proceedings.

Sandi Matic in his inherent Jurisdiction accepts your claim for value and offers to settle in the private upon the court providing satisfactory proof to substantiate its claim that Sandi Matic is the "defendant" in the proceedings.

Sincerely,
Sandi

**From:** Associate to Chief Justice [mailto:Associate.Chief.Justice@justice.wa.gov.au]
**Sent:** Tuesday, 5 April 2022 4:22 PM
**To:** sandi@konkrethaus.com.au
**Cc:** Associate to Justice Solomon; Martin Bennett; SC Chief Justice Chambers; LBlakiston@bennettandco.com.au; JBorder@bennettandco.com.au; Associate to Chief Justice
**Subject:** CIV 1106 of 2022 - Yap & Anor v Matic

Dear Mr Matic

I have raised your emails with the Chief Justice. The Chief Justice advises that they do not raise any matter requiring his attention. The proceedings to which you are the defendant are ongoing and there is no basis for the Chief Justice to become involved.

Nevertheless, the Chief Justice has asked me to confirm that while it is clear from the terms of the Order made by Justice Solomon on 11 February 2022, the 'defendant' restrained by Order 1 made by Justice Solomon on 11 February 2022 is you.

No further email correspondence will be entered into in relation to this matter.

Kind regards

**Chambers of the Hon Chief Justice Quinlan**
**Supreme Court of Western Australia** | 28 Barrack Street, PERTH WA 6000
e: chief.justice.chambers@justice.wa.gov.au
w: www.supremecourt.wa.gov.au

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19 September 2022

To Peter Quinlan acting as "Hon Chief Justice Quinlan" in his private capacity

We thank the Honourable Chief Justice Quinlan for correspondence sent by Peter Quinlan on 8 September 2022 and received by us on 17 September 2022.

Sand Matic in his inherent Jurisdiction accepts your claim for value and offers to settle in the private upon Peter Quinlan providing satisfactory proof to substantiate his claim that the correspondence was addressed to You but served on Sandi Matic.

We need to bring to your Honour's attention a number of misunderstandings in order to settle this matter.

1) To address Your Honour's concerns, we note fact that Isobel Smith's email address was contained in metadata of the unlawfully altered sworn affidavit of Sandi Matic that was tendered to court however the Court staff refuse to take direction when asked to enter documents into court of record, worse yet they alter sworn evidence.

2) We have not entered an appearance as defendant in these proceedings & have submitted a sworn affidavit to support this fact. This stands unrebutted.

3) Affidavit for Certificate of Chief Justice EXP/6/2022 Lodged on 10 August 2022 requires your attention and prompt certification of sworn affidavit.

4) This matter has been summarily dismissed in court of summary jurisdiction and instruction given to Supreme Court to recognize this judgment and enter it in public court of record. This instruction has not yet been heard nor result published.

5) In open court we expressed that we are the Principal in this matter and that the Plaintiff's Agent is the Agent in these proceedings and that as Principal we instruct the Agent to close and settle this matter but only to have Marcus Solomon acting as Honourable Justice Solomon acting as the Administrator in these proceedings refuse to acknowledge the fact.

6) Justice Solomon is acting as Executor De Son Tort and the Trust has been broken.

We Hereby issue notice the following notice for your record:

a) To protect our Expressed Private Trust from future Fraud and Swindles, we have started our own court of record via www.yapvsmatic.org.
b) Additional public notices will be being given via commonlaw.earth , thepeoplescourtofterraaustralis.org and on Public Notice boards within the Community to give anyone else the opportunity to Witness the unrebutted affidavits relating to these matters and/or give them the opportunity to rebut any of the claims.

c) Ten of our sworn affidavits stand unrebutted.

d) An Unrebutted Affidavit Stands as Truth. An unrebutted affidavit becomes a judgment in commerce.

e) Unrebutted Affidavit and Registration of Judgement is to be entered into the Public Record/

f) We are not in receipt of any statute and corresponding implementing regulation that together authorizes you to forces us into contract against our own free will and forces us to submit an appearance as Defendant under duress.

g) This correspondence is made lawfully and does not constitute a threat nor contempt of court.

*h)* As Principal in the matter, we instruct the Agent & the Trustee to finalize and settle these matters & give judgement of Summary Dismissal of Plaintiffs application or alternatively declare the application by plaintiff VOID *ab initio, ex debito justitiae*

Notice
Failure by Peter Quinlan acting as "Hon Chief Justice Quinlan" in his private capacity o respond upon receiving this correspondence shall constitute legal accord and satisfaction of all claims.

By reasonable Accommodation
Crown: Matic (De Facto)
Sovereign: Sandi (De Jure)
Private Persons Personal Representative: Christian

IN THE SUPREME COURT OF WESTERN AUSTRALIA

CIV/1106/2022

BETWEEN:

**Vivien Jit Sien YAP** -and- First Plaintiff

**EMPIRE SONS (AUSTRALIA) PTY LTD T/AS RAY WHITE (DALKEITH CLAREMONT) (ACN 604 259 145)** Second Plaintiff

AND

**Sandi MATIC** First Defendant

---

**DEFAULT JUDGMENT**
**JUSTICE SOLOMON**
**DATE: 2 September 2022**

---

**PURSUANT TO the Orders made by the Honourable Justice Solomon on 11 August 2022 whereby it was ordered that judgment be entered for the plaintiffs and the plaintiffs be awarded their costs of the proceedings, including reserved costs, unless by 18 August 2022 the defendant complied with the order to file and serve his defence and the default having been made, THE COURT ORDERS THAT:**

1. Judgment is entered for the plaintiffs.

2. The defendant is restrained and an injunction is granted restraining the defendant from:

   (a) attending or attempting to attend at any premises at which the first and/or second plaintiff are conducting an invited public viewing or 'home open' in respect of the proposed sale of such premises;

   (b) erecting signage or any form of public notice of or concerning the first and/or second plaintiff at such properties or in respect of the first and/or the second plaintiffs' sale of such properties;

   (c) threatening economic, reputational or physical harm to the plaintiffs.

3. The defendant pay the plaintiffs' damages, to be assessed.

4. The defendant pay the plaintiffs' costs of the application for injunctive relief, including reserved

costs, to be taxed if not agreed.

BY THE COURT

THE HONOURABLE JUSTICE M SOLOMON

"VJSY-8"

**IN THE SUPREME COURT OF WESTERN AUSTRALIA**

CIV/1106/2022

BETWEEN:

**Vivien Jit Sien YAP and Anor** Plaintiffs

AND

**Sandi MATIC** Defendant

---

**ORDERS OF JUSTICE SOLOMON**
**MADE ON 12 SEPTEMBER 2022**

---

**IT IS ORDERED that:**

1. By 1.00pm on Friday 16 September 2022, the defendant provide his availability for two half-day hearings between 19 September and 1 December 2022 so that the court may list each of the plaintiffs' applications for committal of the defendant for contempt of court.

BY THE COURT

THE HONOURABLE JUSTICE M SOLOMON

"VJSY-9"

**Martin Bennett**

**From:** Sandi Matic (@KonkretHaus) <sandi@konkrethaus.com.au>
**Sent:** Monday, 19 September 2022 3:17 PM
**To:** 'Associate to Justice Solomon'; Lucy Blakiston
**Cc:** Martin Bennett; Jessica Border
**Subject:** RE: CIV 1106 of 2022 Il Yap & Anor v Matic - Contempt Hearing

**Follow Up Flag:** Follow up
**Flag Status:** Flagged

**Categories:** FilePro

Good Afternoon Associate,

Thank you for the below correspondence but I will respectfully decline to contract unless you are able to provide full disclosure?

Sincerely
Sandi

---

**From:** Associate to Justice Solomon [mailto:associate.justice.solomon@justice.wa.gov.au]
**Sent:** Monday, 19 September 2022 11:53 AM
**To:** Lucy Blakiston
**Cc:** Martin Bennett; Sandi Matic (@KonkretHaus); Jessica Border; Associate to Justice Solomon
**Subject:** CIV 1106 of 2022 II Yap & Anor v Matic - Contempt Hearing

Dear Parties

I refer to the above matter.

His Honour will list the plaintiffs' amended application for committal of the defendant for contempt of court dated 5 August 2022 for hearing at **2.00pm** on **Thursday 27 October 2022.**

Kind regards

Chambers of the Hon Justice Solomon
**Supreme Court of Western Australia** | 28 Barrack Street, PERTH WA 6000
E: Associate.Justice.Solomon@justice.wa.gov.au

---

**From:** Lucy Blakiston <LBlakiston@bennettlaw.com.au>
**Sent:** Thursday, 8 September 2022 5:47 PM
**To:** Associate to Justice Solomon <associate.justice.solomon@justice.wa.gov.au>
**Cc:** Martin Bennett <mbennett@bennettlaw.com.au>; Sandi Matic (@KonkretHaus) <sandi@konkrethaus.com.au>; Jessica Border <JBorder@bennettlaw.com.au>
**Subject:** CIV 1106 of 2022 Il Yap & Anor v Matic - Judgment and Orders

Dear Associate

Thank you for your email.

The plaintiffs' counsel, Mr Bennett, is available at the times and dates below:

September - 12, 13, 23, 28, 29, 30
October - 3-7, 10(pm), 11(pm) 14, 26, 27pm, 28, 31

November - 1, 2, 3, 4pm, 7, 23, 25, 28, 29.

Please do not hesitate to contact me if I can be of assistance to the Court.

Kind regards

Bennett
LITIGATION AND COMMERCIAL LAW

FIRST TIER DOYLES LITIGATION 2022

**Lucy Blakiston**
Executive Assistant to Martin Bennett

T +61 8 6316 2200
D +61 8 6316 2230
lblakiston@bennettlaw.com.au

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**From:** Associate to Justice Solomon <associate.justice.solomon@justice.wa.gov.au>
**Sent:** Monday, 5 September 2022 3:43 PM
**To:** Martin Bennett <mbennett@bennettlaw.com.au>; Jessica Border <JBorder@bennettlaw.com.au>; Lucy Blakiston <LBlakiston@bennettlaw.com.au>; Sandi Matic (@KonkretHaus) <sandi@konkrethaus.com.au>
**Cc:** Associate to Justice Solomon <associate.justice.solomon@justice.wa.gov.au>
**Subject:** CIV 1106 of 2022 Il Yap & Anor v Matic - Judgment and Orders

Dear Parties

I refer to the above matter and to the hearing of 2 September 2022.

Please find the following documents **attached**:

1. Orders of Solomon J entering judgment for the plaintiffs
2. Orders of Solomon J (2 September 2022)
3. The corrected affidavit of the defendant, striking out paragraphs 30 – 33, as per his Honour's order.

As per the exchange at the hearing of 2 September, his Honour requests that the parties provide their availability for a half-day hearing for the balance of September, October and November.

Kind regards

Chambers of the Hon Justice Solomon
**Supreme Court of Western Australia** | 28 Barrack Street, PERTH WA 6000
E: Associate.Justice.Solomon@justice.wa.gov.au

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